

CITY OF SAN DIEGO COUNCIL DOCKET



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David Alvarez • Eighth District

**Andrea Tevlin
Independent
Budget Analyst**

**Jan Goldsmith
City Attorney**

**Liz Maland
City Clerk**

Council Chambers, 12th Floor, City Administration Building

Monday, April 25, 2016

**AGENDA FOR THE
REGULAR COUNCIL MEETING OF
MONDAY, APRIL 25, 2016, AT 2:00 PM
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

This information will be made available in alternative formats upon request, as required by the Americans with Disabilities Act (ADA), by contacting the City Clerk at (619) 533-4000 or <mailto:cityclerk@sanidiego.gov>. Requests for disability-related modifications or accommodations required to facilitate meeting participation, including requests for auxiliary aids, services or interpreters, require different lead times. Please keep this in mind and provide as much advance notice as possible in order to ensure availability. Assistive Listening Devices (ALDs) are available in Council Chambers upon request.

Pursuant to California Senate Bill 343 (Section 54957.5(b) of the Brown Act), late-arriving documents related to City Council meeting agenda items which are distributed to the legislative body prior to and during the Council meeting are available for public review in the Office of the City Clerk on the second floor of the City Administration Building, 202 C Street, San Diego, CA 92101. This relates to those documents received after the agenda is publicly noticed and during the 72 hours prior to the start of the meeting. Please note: Approximately one hour prior to the start of the Council Meeting, the documents will be available just outside Council Chambers in the lobby of the 12th floor of the City Administration Building in a binder labeled “SB 343.” Late-arriving materials received during the City Council meeting are available for review by making a verbal request of City Clerk staff located in Council Chambers.

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

MAYOR, COUNCIL, INDEPENDENT BUDGET ANALYST, CITY ATTORNEY, CITY CLERK COMMENT

UPDATES ON PENDING LEGISLATION (MAYOR'S OFFICE)

REQUESTS FOR CONTINUANCE

The Council will consider requests for continuance based on when the item was noticed to be heard.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS
ORDINANCES TO BE INTRODUCED:

ITEM-200: Proposed Amendments to the Municipal Code for Maintenance Assessment Districts. (Citywide.)

ITEM DESCRIPTION:

Amend the existing language in San Diego Municipal Code Chapter 6 (Public Works and Property), Article 5, Division 2, regarding Maintenance Assessment Districts to create a local enabling (procedural) ordinance for establishing Maintenance Assessment Districts.

STAFF'S RECOMMENDATION:

Introduce the following ordinance:

(O-2016-88)

Introduction of an Ordinance amending Chapter 6, Article 5, Division 2 of the San Diego Municipal Code by amending Sections 65.0201, 65.0202, and 65.0203; repealing current Section 65.0204 and adding new Section 65.0204; repealing current Section 65.0205 and adding new Section 65.0205; repealing current Section 65.0206 and adding new Section 65.0206; repealing current Section 65.0207 and adding new Section 65.0207; adding new Section 65.0208; repealing current Section 65.0209 and adding new Section 65.0209; repealing current Section 65.0210 and adding new Section 65.0210; repealing current Section 65.0211 and adding new Section 65.0211; repealing current Section 65.0212 and adding new Section 65.0212; repealing current Section 65.0213 and adding new Section 65.0213; repealing current Section 65.0214 and adding new Section 65.0214; adding new Sections 65.0215, 65.0216, 65.0217 and 65.0218; repealing current Section 65.0219 and adding new Section 65.0219; repealing current Section 65.0220 and adding new Section 65.0220; repealing current Section 65.0221 and adding new Section 65.0221; repealing current Section 65.0222 and adding new Section 65.0222; repealing current Sections 65.0223, 65.0224, 65.0225, 65.0226, 65.0227, and 65.0234 all relating to Maintenance Assessment Districts.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

Anticipated general fund fiscal impact is an unquantified reduction in the use of General Funds for Maintenance Assessment District (MAD) advances, reimbursements, and expenses prior to receipt of assessments from the County of San Diego.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

This Section of the Municipal Code was last amended effective June 1998.

Caldwell/Graham

Primary Contact\Phone: Elizabeth Studebaker\619-533-4561, MS 56D

Secondary Contact\Phone: Luis Ojeda\619-236-6475, MS 56D

City Attorney Contact: Wander, Adam R.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS

ITEM-201: Port of San Diego Commissioners' Annual Report by the Three appointed City of San Diego representatives.

COUNCIL PRESIDENT LIGHTNER'S RECOMMENDATION:

To receive the Port of San Diego Commissioners' Annual Report, per Council Policy 700-20.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

Council Policy 700-20: San Diego Port Policy was approved by the City Council on April 8, 2013, and required that the City-appointed Port Commissioners present a report on the Port District's annual work plan to the City Council.

Jurado-Sainz

Primary Contact\Phone: Ron Powell\619-400-4789

NON-AGENDA PUBLIC COMMENT

This portion of the agenda provides an opportunity for members of the public to address the Council on items of interest within the jurisdiction of the Council. (Comments relating to items on today's docket are to be taken at the time the item is heard.)

Per Section 22.0101, Rule 2.6.2, of the San Diego Municipal Code, comments are limited to two minutes per speaker. Speakers may not allocate their time to other speakers. If there are eight (8) or more speakers on a single issue, the maximum time allotted for that issue will be sixteen (16) minutes. Non-Agenda Comment is taken toward the end of the Monday afternoon Council session.

PUBLIC NOTICES:

Items are listed under Public Notice as a matter of public record only. These items do not require Council action and there is no public testimony.

ITEM-250: Submission of Ballot Proposals for the November 8, 2016 Ballot.

**SUBMISSION OF BALLOT PROPOSALS
FOR THE NOVEMBER 8, 2016 BALLOT**

City Council Policy 000-21 establishes the procedure for submittal of ballot proposals. The Council Policy states that members of the public shall submit proposals to the City Clerk, who shall then transmit them promptly to Committee for review and comment. The proposals must be submitted in time to allow the City Clerk to list on the Council Docket, prior to the election, the ballot proposals which have been referred to Council following Committee review.

Therefore, the City Clerk has established the following administrative guidelines for the November 8, 2016, election.

DAY	DATE	DAYS BEFORE ELECTION	EVENT
Tuesday	6/7/16	154	LAST DATE (5:00 p.m.) for public, departments and agencies to submit ballot proposals to City Clerk for review by Committee
Wednesday	6/15/16	146	Committee review
Monday	6/27/16	134	Council Docket (PUBLIC NOTICE) lists proposals referred by Committee
Monday - Tuesday	7/11/16 - 8/2/16	120 - 98	Council to discuss propositions, direct City Attorney to prepare ordinances placing measures on the ballot, and adopt prepared ordinances
Friday	8/12/16	88	Last day for City Clerk to file with Registrar of Voters all elections material
Monday	8/22/16	78	Impartial and Fiscal Analyses and ballot titles/summaries due to the City Clerk
Thursday	8/25/16	75	Last day to file ballot arguments with City Clerk

If you have questions, please contact the Office of the City Clerk at (619) 533-4000.

ITEM-251: Notice of Pending Final Map Approval - Silver Street Village Homes.

Notice is hereby given that the City Land Surveyor has reviewed and will approve on the date of this City Council meeting that certain Final Map entitled "Silver Street Village Homes" (Resolution No. R-309989 Vesting Tentative Map No. 1375776, Project No. 393503) located at 720 Silver Street and 7601 Draper Avenue in the LJPD-3 zone of La Jolla Planned District within the La Jolla Community Plan, Local Coastal Program Area, the Coastal Height Limitation Overlay Zone, the Coastal Overlay Zone (Non- Appealable Area 2), the Parking Impact Overlay Zone (Coastal Impact Area), Residential Tandem Parking Overlay zones and in City Council District No. 1. The property is legally described as: Parcel 1 of Parcel Map No. 3935, in the City of San Diego, County of San Diego, State of California, filed in the Office of the County Recorder July 17, 1975, and all of Lot 1, Block 11, of the La Jolla Park, according to Map thereof No. 352, in the City of San Diego, County of San Diego, State of California, filed in the office of the County Recorder on Mach 22, 1887, together with all that portion of the south half of Ravina Street, lying north of and adjoining said Lot, as vacated and closed to public use by Resolution No. 50978, on July 29, 1929. Specifically, the City Land Surveyor has caused the map to be examined and has made the following findings:

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.
- (3) The map is technically correct.

Said map will be finalized and recorded unless a valid appeal is filed. Interested parties will have 10 calendar days from the date of this Council hearing to appeal the above findings of the City Land Surveyor to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 PM, 10 calendar days from the date of this City Council meeting stating briefly which of the above findings made by the City Land Surveyor was improper or incorrect and the basis for that conclusion. If you have questions about the map approval findings or need additional information about the map or your appeal rights, please feel free to contact Fred LePage (619) 446-5434.

ITEM-252: **Notice** of Pending final Map Approval - Playa Del Sol.

Notice is hereby given that the City Engineer has reviewed and will approve on the date of this City Council meeting that certain final map entitled "Playa Del Sol" (V.T.M. No. 551809, PTS No. 397439 in the R-301263 zone, within the Otay Mesa Council District 8, a copy of which is available for public viewing at the office of the San Diego City Clerk. Specifically, the City Engineer has caused the map to be examined and has made the following findings:

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.
- (3) The map is technically correct.

Said map will be finalized and recorded unless a valid appeal is filed. Interested parties will have 10 calendar days from the date of this Council hearing to appeal the above findings of the City Engineer to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 PM, 10 calendar days from the date of this City Council meeting stating briefly which of the above findings made by the City Engineer was improper or incorrect and the basis for that conclusion. If you have questions about the map approval findings or need additional information about the map or your appeal rights, please feel free to contact Frederick R. LePage (619) 446-5434.

NON-DOCKET ITEMS

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT